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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Eric N. Olson

Serial No.: 10/043,658

Filed: January 9, 2002

For: METHODS FOR PREVENTING
HYPERTROPHY AND HEART FAILURE
BY INHIBITION OF MEF2
TRANSCRIPTION FACTOR

Group Art Unit: 1632

Examiner: Woitach, J.

Atty. Dkt. No.: MYOG:0024USC1

CERTIFICATE OF MAILING 37 C.F.R. § 1.8	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-01450, on the date below:	
November 18, 2005	Steven J. Highlander
Date	

**NOTIFICATION OF CHANGE OF ENTITY STATUS FROM SMALL
TO LARGE ENTITY PURSUANT TO 37 CFR § 1.27(g)(2)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-01450

Sir:

Applicants hereby request a change of status from small entity to large entity for the above-identified application.

Applicants' representative has recently received notification that Applicants are no longer entitled to claim small entity status for this application. The change of status occurred when the application was licensed to a large entity.

Adjustment date: 11/22/2005 SLUANG1
06/08/2005 SFELEKE1 00000004 10043658
01 FC:2801 -395.00 OP
Adjustment date: 11/22/2005 SLUANG1
04/06/2004 SSESHE1 00000008 10043658
01 FC:2251 -55.00 OP

11/22/2005 SLUANG1 00000007 501212 10043658
01 FC:1801 790.00 OP
02 FC:1251 10.00 DA 110.00 OP

While reviewing the fees paid in this case, Applicants' representative noted that Applicants paid a small entity fee of \$55.00 for a Request for Extension of Time of One-Month on April 1, 2004, along with the Response to Restriction Requirement Dated February 2, 2004, and Applicants paid a small entity fee of \$395.00 for a Request for Continued Examination (RCE), when non-small entity fees should have been paid in both instances. The payments were made in error and without any deceptive intent.

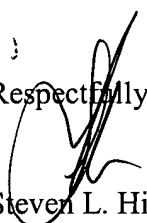
Therefore, pursuant to 37 C.F.R. § 1.28(c)(2)(i), Applicants submit herewith a check in the amount of \$450.00, which Applicants believe is the total amount of deficiency owed for the previous fees itemized below erroneously paid as a small entity:

Type of Fee	Date Submitted	Amount Paid/ Time of Filing (small entity)	Amount Due/ Current Date (large entity)	Amount of Deficiency Submitted Herewith
Request for Extention of One Month	04/01/04	\$ 55.00	\$120.00	\$ 65.00
Request for Continued Examination RCE	06/03/05	\$395.00	\$790.00	\$ 395.00
TOTALS		\$450.00	\$910.00	\$460.00

In view of the above, Applicants' representative respectfully submits that the requirements of 37 CFR § 1.28 have been met and requests designation of this case as a non-small entity and acceptance of the fees submitted herewith.

If the check is inadvertently omitted, or should any additional fees be required under 37 C.F.R. §§ 1.16 to 1.21 for any reason relating to the enclosed materials, the Assistant Commissioner is authorized to deduct said fees from Fulbright & Jaworski Deposit Account No. 50-1212/MYOG:024USC1/SLH.

Respectfully submitted,



Steven L. Highlander
Reg. No. 37,642
Attorney for Applicants

FULBRIGHT & JAWORSKI L.L.P.
600 Congress Avenue, Suite 2400
Austin, Texas 78701
512.536.3035

Date: November 18, 2005

Transmittal Form to Commissioner for Patents

November 18, 2005

Our reference: MYOG:024USC1

Client reference: UTSMC/DAL:592



cc: Ray Wheatley, M.S. (w/encl.)
BethLynn Maxwell, Ph.D. (w/encl.)
Eric N. Olson, Ph.D. (w/encl.)
David Poticha, Esq. (w/encl.)